

Message Text

LIMITED OFFICIAL USE

PAGE 01 PARIS 07964 01 OF 02 281750Z

46

ACTION AF-06

INFO OCT-01 EUR-12 NEA-09 ISO-00 SSO-00 PM-03 NSC-05 SP-02

SS-15 INRE-00 MC-02 CIAE-00 INR-07 NSAE-00 EB-07 L-02

AID-05 /076 W

----- 027405

O P 281727Z MAR 75

FM AMEMBASSY PARIS

TO SECSTATE WASHDC IMMEDIATE 7967

INFO AMEMBASSY ATHENS IMMEDIATE

AMEMBASSY ADDIS ABABA IMMEDIATE

AMCONSUL FRANKFURT IMMEDIATE

AMEMBASSY BONN PRIORITY

AMEMBASSY CAIRO PRIORITY

AMEMBASSY JIDDA

AMEMBASSY MADRID PRIORITY

AMEMBASSY ROME PRIORITY

AMEMBASSY KHARTOUM PRIORITY

USCINCEUR PRIORITY

SECDEF WASHDC PRIORITY

JCS WASHDC PRIORITY

MAC SCOTT AFB PRIORITY

CDRMTMC PRIORITY

RAMSTEIN AFB PRIORITY

LIMITED OFFICIAL USE SECTION 01 OF 02 PARIS 07964

E. O. 11652: N/A

TAGS: MASS, PFOR, PINT, ET, US

SUBJECT: OVERFLIGHT CLEARANCES FOR AMMUNITION AIRLIFT
TO ETHIOPIA

REF: (A) STATE 69792, (B) PARIS 7838

1. SEABOARD REP HAS INSTRUCTIONS REQUEST AUTHORIZATION
FOR TECHNICAL STOP AT CHARLES DE GAULLE AIRPORT PARIS
APRIL 1 (ETA 1400 HOURS, ETD 1530 HOURS) FOR SUBJECT
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 PARIS 07964 01 OF 02 281750Z

FLIGHT. HOWEVER, HE INFORMS US THAT SGAC HAS REFUSED

PROCESS REQUEST ON GROUNDS IT WAS FOR A FLIGHT THAT APPEARED TO BE A USG MILITARY FLIGHT AND NOT A COMMERCIAL CHARTER AND THEREFORE AUTHORIZATION HAD TO BE SOLICITED DIRECTLY FROM FOREIGN MINISTRY. WE QUESTIONED SEABOARD REP ON THIS POINT SINCE STATE 63957 HAD INDICATED THIS WAS COMMERCIAL CHARTER WHICH, MOREOVER, SEEMED FURTHER TO BE EVIDENCED BY FACT THAT IT WAS SEABOARD ITSELF THAT WAS DIRECTLY FILING CLEARANCE REQUESTS WITH SGAC WHICH WAS NORMAL CARRIER-GOF RELATIONSHIP IN COMMERCIAL OPERATIONS. (FOREGOING WAS BRUNT OF OUR ARGUMENT IN YESTERDAY'S DISCUSSIONS WITH SGAC AND FOREIGN MINISTRY, SINCE SGAC AUTHORIZES CIVAIR OPERATIONS AND CAN DO SO PROMPTLY. WE HAD TOLD SGAC THAT WHETHER IT FELT COMPELLED CONSULT ELSEWHERE WITHIN GOF BECAUSE OF POLITICAL REASONS OR IN VIEW PROVISIONS OF ARTICLE 35 OF CHICAGO CONVENTION WAS MATTER FOR ITS OWN INTERNAL CONSIDERATION, BUT EMBASSY CONSIDERED THAT APPLICATION WAS ONE THAT SHOULD PROPERLY BE ADDRESSED TO AND ACTED ON BY SGAC VIS-A-VIS CARRIER IN ACCORDANCE WITH STANDARD PROCEDURES FOR APPROVAL OF COMMERCIAL CHARTER OPERATIONS.)

2. SEABOARD REP INFORMED US, HOWEVER, THAT FLIGHT WAS INDEED MILITARY AND WAS NOT BEING OPERATED AS A SEABOARD FLIGHT. FLIGHT NUMBER "SAM 1253" WAS A US MILITARY FLIGHT NUMBER AND NOT SEABOARD FLIGHT NUMBER. (PARIS 7751 MENTIONED ABOVE FLIGHT NUMBER BUT ITS SIGNIFICANCE THEN ESCAPED US.) HE RECALLED MATS FLIGHTS WHICH SEABOARD HAD OPERATED TO SOUTHEAST ASIA, WHICH HAD USED SEABOARD AIRCRAFT AND CREWS BUT HAD BEEN OPERATED AS USG MILITARY FLIGHTS.

3. WE THEN CHECKED WITH CIVAIR OFFICIAL AT FOREIGN MINISTRY WITH WHOM WE HAD SPOKEN YESTERDAY (PARA 1 REF B). HE HAD ALREADY BEEN CONTACTED BY SGAC. HE INDICATED THAT MILITARY DESIGNATION OF FLIGHT MEANT THAT CIVAIR STAFF OF FOREIGN MINISTRY WAS POWERLESS TO INTERVENE AND EMBASSY WOULD THEREFORE HAVE TO FILE REQUEST FOR AUTHORIZATION THROUGH USUAL FOREIGN LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 PARIS 07964 01 OF 02 281750Z

MINISTRY CHANNELS HANDLING AUTHORIZATIONS FOR STATE AIRCRAFT. HE INDICATED THAT IF IT WOULD HELP ANY WE COULD INDICATE THAT DIRECTORATE OF ECONOMIC AFFAIRS OF MINISTRY, AFTER CONSULTING DIRECTORATE OF POLITICAL AFFAIRS, HAD HAD NO OBJECTION TO GRANTING OF CLEARANCE IF FLIGHT HAD BEEN OPERATED AS COMMERCIAL CHARTER SUBJECT TO CIVAIR HANDLING.

4. SGAC'S REFUSAL PROCESS REQUEST FOR AUTHORIZATION OF
TECHNICAL STOP FOR ABOVE REASON OF COURSE RAISES
QUESTION OF WHY THEREFORE IT HAD APPROVED OVERFLIGHT.
IN COURSE OF FURTHER DISCUSSION YESTERDAY WITH SGAC
OFFICIAL, IT EMERGED THAT WHAT SEABOARD HAD RECEIVED
FROM SGAC AND INTERPRETED AS OVERFLIGHT CLEARANCE WAS
ACTUALLY AUTHORIZATION FOR TRANSPORTATION OF MUNITIONS,
THAT HAD BEEN DELIVERED BY OPERATIONS BUREAU OF
TECHNICAL AFFAIRS SECTION OF SGAC. SGAC'S DIRECTORATE
OF AIR TRANSPORT, WHICH HANDLES CHARTER AUTHORIZATIONS
AND WITH WHICH WE WERE DEALING, WAS UNAWARE OF
ISSUANCE OF ANY OVERFLIGHT CLEARANCE. WE INDICATED

LIMITED OFFICIAL USE

NNN

LIMITED OFFICIAL USE

PAGE 01 PARIS 07964 02 OF 02 281756Z

46

ACTION AF-06

INFO OCT-01 EUR-12 NEA-09 ISO-00 PM-03 NSC-05 SP-02 SS-15

SSO-00 NSCE-00 INRE-00 MC-02 CIAE-00 INR-07 NSAE-00

EB-07 L-02 AID-05 /076 W

----- 027471

O P 281727Z MAR 75

FM AMEMBASSY PARIS

TO SECSTATE WASHDC IMMEDIATE 7968

INFO AMEMBASSY ATHENS IMMEDIATE

AMEMBASSY ADDIS ABABA IMMEDIATE

AMCONSUL FRANKFURT IMMEDIATE

AMEMBASSY BONN PRIORITY

AMEMBASSY CAIRO PRIORITY

AMEMBASSY JIDDA

AMEMBASSY MADRID PRIORITY

AMEMBASSY ROME PRIORITY

AMEMBASSY KHARTOUM PRIORITY

USCINCEUR PRIORITY

SECDEF WASHDC PRIORITY

JCS WASHDC PRIORITY

MAC SCOTT AFB PRIORITY

CDRMTMC PRIORITY

RAMSTEIN AFB PRIORITY

LIMITED OFFICIAL USE SECTION 02 OF 02 PARIS 07964

THAT AUTHORIZATION OF OVERFLIGHT PER SE SEEMED
IMPLICIT IN AUTHORIZATION TO TRANSPORT
HAZARDOUS MATERIALS IN THE COURSE OF OVERFLIGHT.
SGAC OFFICIAL REPLIED THAT UNDER CHICAGO CONVENTION
PRIOR AUTHORIZATION OF OVERFLIGHT PER SE BY
COMMERCIAL AIRCRAFT IS NOT REQUIRED, I. E., FILING OF
FLIGHT PLAN SUFFICES. WE DID NOT PRESS MATTER
FURTHER, SINCE KEY ISSUE WAS WHETHER GOF ADVANCE
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 PARIS 07964 02 OF 02 281756Z

APPROVAL HAD BEEN OBTAINED FOR OVERFLIGHT TRANSPORTING
MUNITIONS AS REQUIRED BY CHICAGO CONVENTION AND THIS
HAS BEEN OBTAINED.

5. FOREIGN MINISTRY CIVAIR OFFICIAL AGREED SIMPLEST
COURSE NOW MIGHT BE TO GIVE FLIGHT A SEABOARD NUMBER
RATHER THAN SAM NUMBER, WITH RESULT THAT FOREIGN
MINISTRY CIVAIR STAFF WOULD AGAIN BE COMPETENT TO
PASS ON SUCH "CIVAIR" FLIGHT AND SGAC OBJECTION TO
"MILITARY" FLIGHT WOULD ALSO THEN BE WITHOUT ANY
BASIS. UNDER THOSE CIRCUMSTANCES SGAC SHOULD DELIVER
AUTHORIZATION. WE DOUBT THAT IT WILL BE POSSIBLE
DISSUADE EITHER SGAC OR FOREIGN MINISTRY THAT FLIGHT
BEARING SAM NUMBER IS NOT MILITARY FLIGHT. (SEABOARD
REP EXPRESSED PERSONAL OPINION, HOWEVER, THAT
SEABOARD MANAGEMENT MIGHT BE UNWILLING OPERATE AS
OTHER THAN SAM FLIGHT FOR LIABILITY REASONS.)

6. ACTION REQUESTED: EMBASSY SHOULD BE EITHER
(A) INSTRUCTED FORMALLY SOLICIT CLEARANCE FOR
MILITARY FLIGHT FROM FOREIGN MINISTRY,
IN WHICH CASE WE WILL REQUIRE FULLER SPECIFICS ON
FLIGHT PLAN, I. E., ALONG LINES INFO REQUESTED
ATHENS 2381 PLUS PILOT'S NAME. WE WOULD NEED SUCH
INFO BEFORE WE COULD ENDEAVOR ASCERTAIN FROM FOREIGN
MINISTRY AND FRENCH AIR FORCE WHETHER CLEARANCE
MIGHT BE EXPEDITED, SINCE IT NORMALLY REQUIRES TEN
DAYS ADVANCE FILING. OR
(B) SEABOARD SHOULD BE INSTRUCTED REFILE WITH SGAC
GIVING SEABOARD NUMBER FOR FLIGHT AS A COMMERCIAL
CHARTER, WITH EMBASSY INFORMED SO THAT WE MAY FOLLOW
UP WITH FOREIGN MINISTRY. HOWEVER, SINCE GOF
ADMINISTRATION HAS ALREADY BEGUN DISPERSE FOR LONG
EASTER WEEKEND AND ONLY SKELETON STAFFS WILL BE IN

MINISTRIES TOMORROW, WE ARE VERY DOUBTFUL THAT IT WOULD
BE MATERIALLY POSSIBLE TO OBTAIN CLEARANCE FOR
APRIL 1 TECHNICAL STOP.
RUSH

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AMMUNITION, AIRCRAFT, FLIGHT CLEARANCES
Control Number: n/a
Copy: SINGLE
Draft Date: 28 MAR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975PARIS07964
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750109-0792
From: PARIS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t1975036/aaaaafjv.tel
Line Count: 227
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION AF
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 STATE 69792, 75 PARIS 7838
Review Action: RELEASED, APPROVED
Review Authority: MorefiRH
Review Comment: n/a
Review Content Flags:
Review Date: 23 MAY 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <23 MAY 2003 by ifshinsr>; APPROVED <02 JUN 2003 by MorefiRH>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: OVERFLIGHT CLEARANCES FOR AMMUNITION AIRLIFT TO ETHIOPIA
TAGS: MASS, PFOR, PINT, ET, US
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006